

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

KEITH THOMAS,)	
)	
Plaintiff,)	
)	CIVIL ACTION FILE
v.)	NO. 1:21-cv-03369-WMR
)	
BANK OF AMERICA, N.A., et al.,)	
)	
)	
Defendants.)	
_____)	

DEFENDANTS’ MOTION TO DISMISS PLAINTIFF’S COMPLAINT

COME NOW Defendant Bank of America, N.A., for itself and as successor by merger to BAC Home Loans Servicing, LP, which is formerly known as Countrywide Home Loans Servicing, LP¹ (“BANA”), Defendant Mortgage Electronic Registration Systems, Inc. (“MERS”), Defendant MERSCORP Holdings, Inc.² (“MERSCORP”), and Defendant McGuireWoods LLP (“McGuireWoods”) (collectively “Defendants”), by and through the undersigned counsel, and hereby

¹ As of July 1, 2011, BAC Home Loans Servicing, LP f/k/a Countrywide Home Loans Servicing, L.P. no longer exists as a legal entity, as it merged with and into Bank of America, N.A.

² Plaintiff erroneously names “Mortgage Electronic Registration Systems, Inc. a/k/a MERSCORP, Inc.” as a Defendant. However, Mortgage Electronic Registration Systems, Inc. and MERSCORP Holdings, Inc. (f/k/a MERSCORP Inc.) are separate entities and each will respond in its own capacity.

files this Motion to Dismiss Plaintiff Keith Thomas’ “COMPLAINT FOR DAMAGES JURY TRIAL DEMAND” (“Complaint”) pursuant to Fed. R. Civ. P. 12(b)(6) for Defendants to state a claim upon which relief may be granted. In support of this Motion, Defendants incorporate the Memorandum of Law filed herewith.

WHEREFORE, Defendants respectfully request that the Court grant the Motion to Dismiss and dismiss this lawsuit with prejudice.

This 10th day of September, 2021.

/s/ Allison G. Rhadans

Allison G. Rhadans

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N.A., Defendant Mortgage Electronic

Registration Systems, Inc., Defendant

MERSCORP Holdings, Inc., and Defendant

McGuireWoods LLP

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CERTIFICATE OF SERVICE, FONT AND MARGINS

I hereby certify that on the undersigned date, I electronically filed the foregoing ***DEFENDANT'S MOTION TO DISMISS PLAINTIFF'S COMPLAINT*** with the Clerk of the Court using the CM/ECF System, which will electronically deliver a copy to counsel of record, and served a true and correct copy of same on the undersigned individual(s) via First-Class Mail, postage prepaid, addressed to:

Keith Thomas
Post Office Box 960242
Riverdale, Georgia 30296
Plaintiff, Pro Se

I further certify that I prepared this document in 14 point Times New Roman font and complied with the margin and type requirements of this Court.

This 10th day of September, 2021.

/s/ Allison Rhadans

Allison Rhadans

Georgia Bar No. 940557

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